

AMENDED IN SENATE JUNE 25, 2002

AMENDED IN ASSEMBLY APRIL 10, 2002

CALIFORNIA LEGISLATURE—2001–02 REGULAR SESSION

**ASSEMBLY BILL**

**No. 2015**

**Introduced by Assembly Member Corbett**

February 15, 2002

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An act to amend Section 466 of the Penal Code, relating to crimes.

LEGISLATIVE COUNSEL'S DIGEST

AB 2015, as amended, Corbett. Crimes: breaking and entering tools.

Existing law makes it a misdemeanor for any person to have upon him or her in his or her possession any specified instrument or tool with the intent to break or enter into any building, railroad car, aircraft or vessel, trailer coach, or vehicle, as defined.

This bill would add to the list of instruments or tools ceramic or porcelain spark plug chips or pieces. *The bill would state the Legislature's intent to add only ceramic or porcelain spark plug chips or pieces, not other common objects such as rocks or pieces of metal, to the list of burglary tools.* Because this bill would create a new crime, it would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: yes.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 466 of the Penal Code is amended to  
2 read:

3 466. Every person having upon him or her in his or her  
4 possession a picklock, crow, keybit, crowbar, screwdriver, vise  
5 grip pliers, water-pump pliers, slidehammer, slim jim, tension bar,  
6 lock pick gun, tubular lock pick, floor-safe door puller, master key,  
7 ceramic or porcelain spark plug chips or pieces, or other  
8 instrument or tool with intent feloniously to break or enter into any  
9 building, railroad car, aircraft, or vessel, trailer coach, or vehicle  
10 as defined in the Vehicle Code, or who shall knowingly make or  
11 alter, or shall attempt to make or alter, any key or other instrument  
12 named above so that the same will fit or open the lock of a building,  
13 railroad car, aircraft, vessel, trailer coach, or vehicle as defined in  
14 the Vehicle Code, without being requested to do so by some person  
15 having the right to open the same, or who shall make, alter, or  
16 repair any instrument or thing, knowing or having reason to  
17 believe that it is intended to be used in committing a misdemeanor  
18 or felony, is guilty of a misdemeanor. Any of the structures  
19 mentioned in Section 459 shall be deemed to be a building within  
20 the meaning of this section.

21 SEC. 2. *It is the intent of the Legislature in enacting this*  
22 *measure to add only ceramic or porcelain spark plug chips or*  
23 *pieces, not other common objects such as rocks or pieces of metal*  
24 *that can be used to break windows, to the list of burglary tools in*  
25 *Section 466 of the Penal Code.*

26 SEC. 3. No reimbursement is required by this act pursuant to  
27 Section 6 of Article XIII B of the California Constitution because  
28 the only costs that may be incurred by a local agency or school  
29 district will be incurred because this act creates a new crime or  
30 infraction, eliminates a crime or infraction, or changes the penalty  
31 for a crime or infraction, within the meaning of Section 17556 of  
32 the Government Code, or changes the definition of a crime within



1 the meaning of Section 6 of Article XIII B of the California  
2 Constitution.

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